

# BIRCH, STEWART, KOLASCH & BIRCH, LLP

INTELLECTUAL PROPERTY LAW  
8110 GATEHOUSE ROAD  
SUITE 100 EAST  
FALLS CHURCH, VA 22042-1248  
U S A  
(703) 205-8000

FAX: (703) 205-8050  
(703) 698-8590 (G IV)

e-mail: mailroom@bskb.com  
web: http://www.bskb.com

CALIFORNIA OFFICES:  
COSTA MESA, CALIFORNIA  
LOS ANGELES, CALIFORNIA

TERRELL C. BIRCH  
RAYMOND C. STEWART  
JOSEPH A. KOLASCH  
JAMES M. SLATTERY  
MICHAEL K. MUTTER  
CHARLES GORENSTEIN  
GERALD M. MURPHY, JR.  
LEONARD R. SVENSSON  
ANDREW D. MEIKLE  
MARC S. WEINER  
JOE MCKINNEY MUNCY  
ROBERT J. KENNEY  
JOHN W. BAILEY  
MARK J. NUEL, Ph.D.  
JAMES T. ELLER, JR.  
D. RICHARD ANDERSON  
THOMAS M. SMALL  
ROBERT A. SELDON  
JOHN A. SCILLIERI  
SANFORD ASTOR

OF COUNSEL:  
HERBERT M. BIRCH (1905-1996)  
BERNARD L. SWEENEY  
ELLIOT A. GOLDBERG  
WILLIAM L. GATES  
EDWARD H. VALANCE  
RUPERT J. BRADY (RET.)  
F. PRINCE BUTLER  
FRED S. WHISENHUNT (RET.)  
JAMES W. HELLWEGE  
QUENTIN R. "Rick" CORRIE  
ROBERT F. GNUSE  
DAVID R. MURPHY  
ROBERT M. ASHEN  
MICHAEL R. CAMMARATA

\*ADMITTED TO A BAR OTHER THAN VA.

SCOTT L. LOWE  
PAUL C. LEWIS  
RICHARD GALLAGHER  
MARYANNE ARMSTRONG, P.  
KECIA J. REYNOLDS  
KALPANA REDDY  
ESTHER H. CHONG  
CATHERINE M. VOISINET  
EUGENE T. PEREZ  
CAROLYN T. BAUMGARDNER  
MARTIN R. GEISSLER  
J. ALISON GRABELL  
T. BENJAMIN SCHROEDER, Ph.D.  
PERCY L. SQUARE  
HYUNG N. SOHN  
CLINT A. GERDINE  
CRAIG A. MCROBBIE  
WILLIAM F. NIXON  
DANIEL K. DORSEY  
MATTHEW T. SHANLEY

REG. PATENT AGENTS:  
FREDERICK R. HANDREN  
MAKI HATSUMI  
GARTH M. DAHLEN, Ph.D.  
ROBERT E. GOOZNER, Ph.D.  
KRISTI L. RUPERT, Ph.D.  
SUSAN W. GORMAN, Ph.D.  
ROBERT W. DOWNS  
CHAD J. BILLINGS  
CHRISTINE V. CASTILLO  
CARL T. THOMSEN  
SAM BHATTACHARYA  
BRADLEY C. FACH

21908 U.S. PTO  
10/623652  
07/22/03

Date: July 22, 2003

Docket No.: 0505-1210P

## MS PATENT APPLICATION

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This is a Request for filing a ☒ continuation ☐ divisional  
☐ continuation-in-part application under 37 C.F.R. § 1.53(b) of  
pending prior Application No. 10/207,987 filed on July 31, 2002,  
the entire contents of which are hereby incorporated by  
reference,  
by

Toshio YAMAGIWA

for

SHOCK ABSORBER FOR A TWO-WHEELED VEHICLE

1. ☒ Enclosed is an application consisting of specification,  
claims, declaration and drawings/photographs (if  
applicable).
2. ☒ The filing fee has been calculated as follows:

|   | BASIC FEE       |                 | LARGE ENTITY  | SMALL ENTITY  |
|---|-----------------|-----------------|---------------|---------------|
|   | NUMBER<br>FILED | NUMBER<br>EXTRA | RATE FEE      | RATE FEE      |
| <b>TOTAL CLAIMS</b>   | 17-20 =         | 0               | x 18 = \$0.00 | x 9 = \$0.00  |
| <b>INDEPENDENT CLAIMS</b>   | 2-3 =           | 0               | x 84 = \$0.00 | x 42 = \$0.00 |
| <input type="checkbox"/> <b>MULTIPLE DEPENDENT CLAIMS PRESENTED</b> |                 |                 | + \$280.00    | + \$140.00    |
| <b>TOTAL</b>  |                 |                 | \$0.00        | \$0.00        |

3. ☒ A check in the amount of \$750.00 to cover the filing fee and recording fee (if applicable) is enclosed.
4. ☐ Please charge Deposit Account No. 02-2448 in the amount of \$0.00. A triplicate copy of this request is enclosed.
5. Amend the specification by inserting before the first line thereof the following:
- a. ☐ --This application is a ☐ continuation ☐ divisional ☐ continuation-in-part of co-pending Application No. 10/207,987, filed on July 31, 2002, the entire contents of which are hereby incorporated by reference and for which priority is claimed under 35 U.S.C. § 120; and this application claims priority of Application No. 2001-239973 filed in JAPAN on August 7, 2001 under 35 U.S.C. § 119.--
- b. ☐ --This application is a ☐ continuation ☐ divisional ☐ continuation-in-part of co-pending Application No. 10/207,987, filed on July 31, 2002 and for which priority is claimed under 35 U.S.C. § 120. Application No. 10/207,987 is the national phase of PCT International Application No. PCT/\_\_\_\_\_/\_\_\_\_\_, filed on \_\_\_\_\_ under 35 U.S.C. § 371. The entire contents of each of the above-identified applications are hereby incorporated by reference. This application also claims priority of Application No. \_\_\_\_\_ filed in \_\_\_\_\_ on \_\_\_\_\_ under 35 U.S.C. § 119.--

6. ☒ Enclosed is/are eight (8) sheet(s) of formal drawings and/or photographs.
- 7a. ☐ A statement claiming small entity status was filed in prior Application No. 10/207,987 on \_\_\_\_\_. See the attached copy of the statement claiming small entity status.
- 7b. ☐ The current application qualifies for small entity status.
8. ☒ The prior application is assigned to HONDA GIKEN KOGYO KABUSHIKI KAISHA.
9. ☐ A Preliminary Amendment is enclosed.
- 10a. ☒ Priority of Application No(s). 2001-239973 filed in JAPAN on August 7, 2001 is/are claimed under 35 U.S.C. § 119. See attached copy of the Letter claiming priority filed in the prior application on July 31, 2002.
- 10b. ☐ Priority of International Appln. \_\_\_\_\_ filed on \_\_\_\_\_ under the Patent Cooperation Treaty and \_\_\_\_\_ Application No. \_\_\_\_\_ filed in \_\_\_\_\_ on \_\_\_\_\_ under 35 U.S.C. § 120 and/or § 119 are hereby reclaimed.
11. ☒ An Information Disclosure Statement and PTO-1449 form(s) are attached hereto for the Examiner's consideration.
12. ☒ Address all future communications to:  
  
BIRCH, STEWART, KOLASCH & BIRCH, LLP  
P.O. Box 747  
Falls Church, VA 22040-0747  
(703) 205-8000  
  
or  
Customer No. 02292
13. ☐ An extension of time for \_\_\_\_\_ ( ) month(s) until \_\_\_\_\_ has been submitted in parent Application No. 10/207,987 in order to establish co-pendency with the present application.
14. ☐ Also enclosed herewith is the following:  
  
\_\_\_\_\_  
  
\_\_\_\_\_

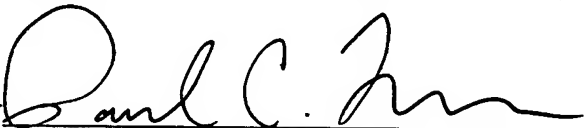
Docket No. 0505-1210P

If necessary, the Commissioner is hereby authorized in this, co  
C.F.R. § 1.16 or under 37 C.F.R. § 1.17; particularly,  
extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By



James M. Slattery, #28,380

for

P.O. Box 747

#43,368

Falls Church, VA 22040-0747

(703) 205-8000

JMS/PCL/mlr  
0505-1210P

Attachment(s)

(Rev. 07/14/03)